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Message Text

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PAGE 01 STATE 045462

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L/EB:SBOND (INFO)
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---------- 009897
R 252117Z FEB 76
FM SECSTATE WASHDC
TO AMEMBASSY NAIROBI

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E.O. 11652: N/A

TAGS: EINV, KE

SUBJECT: SAUL CLAIM

REFS: (A) NAIROBI 1658; (B) NAIROBI 1497

1. AT FEBRUARY 20 MEETING OF CIEP INTERAGENCY COORDINATING GROUP ON EXPROPRIATION, STAFF-LEVEL REPRESENTATIVES OF INTERESTED USG AGENCIES AGREED THAT THE SAUL CASE DOES APPEAR TO BE AN EXPROPRIATION OF MAJORITY AMERICAN-OWNED PROPERTY WITHIN THE MEANING OF THE EXPROPRIATION PROVISION OF THE TRADE ACT OF 1974. THE GROUP ALSO AGREED, HOWEVER, THAT THE GOK SHOULD BE GIVEN THE REQUESTED TIME TO COMPLETE ITS VALUATION OF THE CLAIM. THIS AGREEMENT WAS BASED ON THE GROUP'S UNDERSTANDING THAT THE GOK INTENDS TO MAKE AN OFFER TO SAUL PROMPTLY UPON COMPLETION OF ITS VALUATION, WHICH AT LATEST WOULD BE THREE MONTHS FOLLOWING AMBASSADOR'S
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PAGE 02 STATE 045462

FEBRUARY 16 MEETING WITH PRESIDENT'S PERMANENT SECRETARY

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KARITHII. IN THE INTERIM, THE GROUP WILL CONTINUE TO FOLLOW THE CASE CLOSELY.

2. WE WOULD APPRECIATE CONFIRMATION OF OUR UNDERSTANDING THAT THE GOK IN FACT INTENDS TO MAKE AN OFFER TO SAUL PROMPTLY UPON COMPLETION OF VALUATION. EMBASSY SHOULD ALSO CONTINUE TO EMPHASIZE AS APPROPRIATE TO RELEVANT GOK OFFICIALS THE IMPORTANCE WITH WHICH USG VIEWS A PROMPT AND MUTUALLY SATISFACTORY RESOLUTION OF THIS CASE, AND, TO ENHANCE PROSPECTS FOR THIS OUTCOME, EMBASSY SHOULD CONTINUE ATTEMPTS TO FACILITATE SUBSTANTIVE DISCUSSIONS BETWEEN GOK AND SAUL REPS DURING PROCESS OF VALUATION.
KISSINGER

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